

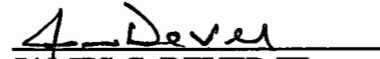
Curry's purportedly amended complaint only appears in her motion to remand. See [D.E. 7-1] 2–7. Moreover, Curry did not move to amend her complaint under Federal Rule of Civil Procedure 15(a)(2) in this court. Thus, the only operative complaint is the complaint removed from Wake County Small Claims Court. See [D.E. 1-1]. Apparently realizing this error, Curry now reverses course. In her self-styled reply, Curry contends that the amended complaint “was submitted solely for evidentiary purposes.” [D.E. 10] 2. Curry also withdraws her motion to remand and “chooses to move forward in federal court to facilitate resolution on the merits and to avoid further delay.” [D.E. 10] 5. Curry's transparently false excuse aside, the court denies as moot Curry's motion to remand.

As for Curry's self-styled reply, the court construes pro se filings liberally. See Erickson v. Pardus, 551 U.S. 89, 94 (2007) (per curiam). Curry cites Federal Rule of Civil Procedure 15(a)(2) in her reply and attached a proposed amended complaint. See [D.E. 10] 5–8; [D.E. 10-1]; Fed. R. Civ. P. 15(a)(2). Thus, the court construes Curry's reply as a motion to amend. See [D.E. 10] 5–8; [D.E. 10-1]. The court warns Curry that filing any additional replies is strongly discouraged. See Local Civ. R. 7.1(g)(1). Capital One shall respond to Curry's motion to amend not later than July 11, 2025.

As for Curry's request for electronic filing privileges, Local Civil Rule 5.1(b)(2) provides that “[a]n unrepresented party . . . may not file electronically.” Id. In the Eastern District of North Carolina, a pro se person may receive electronic filings but cannot file electronically. See id. Electronic filing privileges are reserved for attorneys admitted to practice before the court. See, e.g., id.; Fuller v. Holt, No. 7:18-CV-59, 2019 WL 1560433, at *1 (E.D.N.C. Apr. 10, 2019) (unpublished). Thus, the court denies Curry's request for electronic filing privileges.

In sum, the court DENIES plaintiff's motion for electronic filing privileges [D.E. 9] and DENIES as moot plaintiff's motions to remand [D.E. 7]. To the extent plaintiff seeks costs or an entry of default judgment against defendant, the court DENIES as meritless those requests. Defendant shall file a response to plaintiff's motion to amend not later than July 11, 2025.

SO ORDERED. This 24 day of June, 2025.


JAMES C. DEVER III
United States District Judge